



**Washington State
Department of Transportation**

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May 20th, 2019

Steve Levine, CEO
ETAN Tolling
One Galleria Tower, 13355 Noel Road, 21st Floor
Dallas, TX, 75240

RE: Washington State *Good To Go!* Back Office System Contract K1131

Dear Mr. Levine,

This letter memorializes conversations held between yourself and WSDOT the week of May 13th.

As you know, the ETAN team has made significant progress towards delivery of the WSDOT *Good To Go!* Back Office System, but has struggled to meet contractual deadlines and guaranteed dates. ETAN has provided WSDOT notices of delay for the original contractual Go-Live date of December 1st, 2018, as well as the revised Go-Live dates of February 15th, 2019 and May 17th 2019. Most recently, ETAN informed WSDOT of additional delays to the June 22nd, 2019 Go-Live date, pushing the Go-Live to early July. These continued delays have caused WSDOT to lose confidence in ETAN's ability to accurately predict when the system will meet the standards of readiness required for Go-Live. For these reasons, WSDOT has determined that a more realistic date on which a successful Go-Live could be achieved is on or around September 1st, 2019.

ETAN should continue to work towards the current delivery dates outlined in your progress schedule, however, WSDOT will begin planning with our partners for a Go-Live in September as stated above. Any changes in ETAN's current schedule should continue to be communicated to WSDOT as usual, and WSDOT will determine if adjustments to the schedule are warranted.

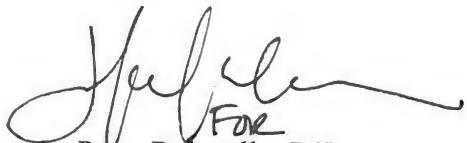
WSDOT is currently communicating the state of the Go-Live schedule, which includes delays to the start of 99 tolling, to the Governor, legislative leadership of our transportation committees, the State Treasurer, the State Transportation Commission, and other project stakeholders, as well as to project partners ETCC and AECOM.

WSDOT continues to incur increased costs as the result of these delays. WSDOT will be seeking additional damages for the delay from ETAN beyond what has been previously outlined in the contract and memorandum of understanding dated

November 30, 2018. However, WSDOT will not engage in negotiations related to these damages until the Back Office System has successfully launched.

WSDOT will continue to work with your teams to provide support necessary to ensure a successful completion of the project and Back Office System transition. Please continue to reach out to myself, or to Jennifer Charlebois with any questions or concerns.

Sincerely,



Patty Rubstello, P.E.

WSDOT Assistant Secretary – Office of Urban Mobility & Access

PR:jc

cc: Ed Barry
Jennifer Charlebois
Sterling Shepherd
Rick Naten